

State of Rhode Island and Providence Plantations

JOURNAL
-OF THE-
HOUSE OF REPRESENTATIVES

JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the fourth day of January in the year of Our Lord two thousand and five.

Volume 132, No. 60

Tuesday, June 14, 2005

Sixtieth Day

The House of Representatives meets at the State House in Providence, Tuesday, June 14, 2005 and is called to order at 4:20 o'clock P.M., by the Honorable William J. Murphy, Speaker.

The roll is called and a quorum is declared present with 74 members present and 1 member absent as follows:

PRESENT - 74: The Honorable Speaker Murphy and Representatives Ajello, Almeida, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McCauley, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Smith, Story, Sullivan, Trillo, Ucci, Voccola, Wasylyk, Watson, Williams, Williamson, Winfield.

ABSENT – 1: Representative Palumbo.

INVOCATION

The Honorable Speaker presents Representative Carter who delivers the Invocation and leads the membership in the Pledge of Allegiance to the Flag.

APPROVAL OF RECORD

By unanimous consent, the House Journal of Thursday, June 9, 2005 is approved as printed.

**REPORTS OF COMMITTEES
COMMITTEE ON CORPORATIONS**

Representative Kennedy, for the Committee on Corporations, reports back the following measure, with recommendation of passage:

Senate Bill No. 12 SUB A as amended

BY Tassoni, Doyle, Polisena

ENTITLED, AN ACT RELATING TO INSURANCE -- RATES CHARGED (clarify the ability for DBR to hold hearings on rate changes made by nonprofit medical or hospital service corporations) {LC74/1/A}

06/14/2005 Placed on House Calendar

Senate Bill No. 28

BY Montalbano J

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- REGISTRATION OF VEHICLES (remove sunset provision allowing a special commemorative Mr. Potato Head license plate) {LC1/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 99 SUB A

BY Raptakis, Blais, Breene, Polisena, Paiva-Weed

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES (time in which a licensee shall comply with regulations) {LC830/5/A}

06/14/2005 Placed on House Calendar

Senate Bill No. 732 (Governor)

BY Blais

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND UNIFORM COMMERCIAL DRIVER'S LICENSE ACT {LC1573/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 772 SUB B (Lieutenant Governor)

BY Blais, Walaska, Bates, Breene, Algieri

ENTITLED, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- ECONOMIC DEVELOPMENT CORPORATION -- SMALL BUSINESS ADVOCATE (create a small business advocate at the economic development corporation) {LC2097/1/B}

06/14/2005 Placed on House Calendar

Senate Bill No. 822

BY McCaffrey

ENTITLED, AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND PARTNERSHIPS (amend various sections of the Rhode Island Business Corporation Act) {LC2407/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 1004**BY** Breene, Blais, Sosnowski**ENTITLED**, AN ACT RELATING TO TAX EXEMPTION OF CERTAIN PROPERTY IN THE TOWN OF RICHMOND {LC2980/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 1035 as amended**BY** Montalbano J**ENTITLED**, AN ACT RELATING TO THE CLEARY SCHOOL {LC3100/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 1069**BY** Fogarty P, Gallo, Walaska, Tassoni, Breene**ENTITLED**, AN ACT RELATING TO TAXATION -- GLOCESTER (exempt town of Gloucester from 50% cap over rate applicable to any other classes of property) {LC3240/1}

06/14/2005 Placed on House Calendar

Senate Bill No. 1132**BY** Goodwin**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF INTERCITY AMBULANCE SERVICE, INC. {LC3239/1}

06/14/2005 Placed on House Calendar

House Bill No. 6567**BY** Lally, Caprio D**ENTITLED**, AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO ADOPT A TAX CLASSIFICATION PLAN (allow the tax assessor to prorate the tax classification of owner-occupied structures which contain both commercial and residential units) {LC3205/1}

06/14/2005 Placed on House Calendar

House Bill No. 6568**BY** Long**ENTITLED**, AN ACT RELATING TO THE TOWN OF JAMESTOWN {LC3445/1}

06/14/2005 Placed on House Calendar

COMMITTEE ON FINANCE

Representative Costantino, for the Committee on Finance, reports back the following measure, with recommendation of passage:

House Bill No. 6530 SUB A**BY** Kennedy, Costantino, Kilmartin, Church, Schadone**ENTITLED**, AN ACT RELATING TO INSURANCE -- WORKERS' COMPENSATION INSURANCE FUND (establish the Beacon Mutual Insurance Company) {LC3338/1/A}

06/14/2005 Placed on House Calendar

House Bill No. 6548 SUB A**BY** Moffitt, Scott, Story, Mumford, Kennedy**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITY LICENSURE (establish standards for the licensure of nursing facilities and for the ongoing oversight of nursing facilities) {LC3360/1/A}

06/14/2005 Placed on House Calendar

House Bill No. 6549 SUB A**BY** Naughton, Costantino, McNamara, Corvese, Kennedy**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- THE LONG-TERM CARE REFORM ACT OF 2005 -- NURSING FACILITY QUALITY MONITORING AND EARLY INTERVENTION FOR RESIDENT SAFETY (clarify the roles and responsibilities of various state entities) {LC3357/1/A}

06/14/2005 Placed on House Calendar

House Resolution No. 6552 SUB A**BY** Gemma, Kennedy, McNamara, Rice, Naughton**ENTITLED**, JOINT RESOLUTION REQUESTING A COMPREHENSIVE ASSESSMENT OF LONG-TERM CARE SERVICE NEEDS AND FINANCING OPTIONS IN RHODE ISLAND PURSUANT TO AN ACT RELATING TO HEALTH AND SAFETY -- LONG-TERM CARE REFORM ACT OF 2005 {LC3421/1/A}

06/14/2005 Placed on House Calendar

COMMITTEE ON LABOR

Representative Faria, for the Committee on Labor, reports back the following measure, with recommendation of passage:

Senate Bill No. 345 SUB A**BY** Ciccone, Lanzi, Connors, Tassoni, Ruggerio**ENTITLED**, AN ACT RELATING TO LABOR - PRIVACY PROTECTION (prevent employers from secretly recording audio or video of employees) {LC1686/1/A}

06/14/2005 Placed on House Calendar

NEW BUSINESS**House Bill No. 6587****BY** Malik**ENTITLED**, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS - TOWN OF WARREN {LC3480/1}

06/14/2005 Introduced, referred to House Corporations

House Bill No. 6588**BY** Slater, Handy, Diaz, Ajello, Moura**ENTITLED**, AN ACT RELATING TO PUBLIC UTILITIES {LC3446/1}

06/14/2005 Introduced, referred to House Corporations

House Bill No. 6589**BY** Landroche, Ginaitt, Carter**ENTITLED**, AN ACT RELATING TO HEALTH AND SAFETY -- BUILDING AND FIRE SAFETY CODE {LC3482/1}

06/14/2005 Introduced, referred to House Corporations

House Bill No. 6590**BY** Kennedy, Lally, Lewiss, Singleton, Petrarca**ENTITLED**, AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT -- HOUSING {LC3472/1}

06/14/2005 Introduced, referred to House Corporations

House Bill No. 6591**BY** Rice**ENTITLED**, AN ACT RELATING TO SOLEMNIZATION OF MARRIAGES {LC3487/1}

06/14/2005 Introduced, referred to House Judiciary

House Bill No. 6592**BY** Williamson, Landroche, Sullivan**ENTITLED**, AN ACT RELATING TO TOURISM AND DEVELOPMENT {LC3484/1}

06/14/2005 Introduced, referred to House Finance

House Bill No. 6593**BY** San Bento, Jacquard, Melo**ENTITLED**, AN ACT RELATING TO TAXATION - CIGARETTE TAX {LC3483/1}

06/14/2005 Introduced, referred to House Finance

House Resolution No. 6594**BY** Kilmartin, Coderre E, Dennigan, Rose, O'Neill**ENTITLED**, HOUSE RESOLUTION EXPRESSING CONDOLENCES ON THE PASSING OF THE HONORABLE JOHN R. GALVIN {LC3512/1}

Representative Kilmartin requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Kilmartin seconded by Representative Fox by unanimous consent, on a rising vote.

House Resolution No. 6595**BY** Fox, Watson**ENTITLED**, HOUSE RESOLUTION EXTENDING CONGRATULATIONS {LC3507/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Watson by unanimous consent, on a voice vote.

House Resolution No. 6596

BY Fox, Watson

ENTITLED, HOUSE RESOLUTION EXPRESSING CONDOLENCES {LC3508/1}

Representative Fox requests unanimous consent for immediate consideration.

There is no objection.

Read and passed, on a motion of Representative Fox seconded by Representative Watson by unanimous consent, on a rising vote.

COMMUNICATION FROM THE SENATE

A message from the Honorable Senate transmits with announcement of passage, of the following measures:

Senate Bill No. 308 SUB A as amended

BY Cote

ENTITLED, AN ACT RELATING TO HUNTING AND HUNTING SAFETY (no person may possess a rifle larger than a twenty-two (22) caliber rim fire or muzzle loading rifle) {LC1455/1/A}

06/14/2005 Referred to House Finance

Senate Bill No. 1081

BY Fogarty P, Gallo, Breene, Tassoni

ENTITLED, AN ACT RELATING TO TAXATION - LEVY AND ASSESSMENT OF LOCAL TAXES {LC3238/1}

06/14/2005 Referred to House Finance

Senate Bill No. 891

BY Caprio F, Ruggiero

ENTITLED, AN ACT RELATING TO LICENSES GENERALLY (fines imposed) {LC1227/1}

06/14/2005 Referred to House Judiciary

Senate Bill No. 1156

BY Revens

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF ST. PAUL EVANGELICAL LUTHERAN CHURCH {LC3463/1}

06/14/2005 Referred to House Corporations

Senate Bill No. 1128**BY** Roberts**ENTITLED**, AN ACT RELATING TO HEALTH CARE SERVICES -- UTILIZATION REVIEW ACT (amend the certification requirements, application process & review/appeals requirement of the health care utilization review act) {LC3217/1}

06/14/2005 Referred to House Corporations

Senate Bill No. 1085**BY** Fogarty P, Gallo, Walaska**ENTITLED**, AN ACT RELATING TO THE TOWN OF GLOCESTER (create a separate tax classification for underdeveloped residential zoned property) {LC3263/1}

06/14/2005 Referred to House Corporations

Senate Bill No. 892**BY** Caprio F, Ruggiero**ENTITLED**, AN ACT RELATING TO ALCOHOLIC BEVERAGES (liquor establishments) {LC1222/1}

06/14/2005 Referred to House Corporations

House Bill No. 6206 SUB A**BY** Crowley, Coderre E, Lewiss, Carter, Jackson**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS -- EDUCATION (remove legislators and legislative appointees from certain boards and commissions relating to education) {LC2779/2/A}

06/14/2005 Referred to House Separation of Powers

House Bill No. 6164 SUB B**BY** Coderre E, Crowley, Almeida, Gemma, Kilmartin**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions in accord with the recent amendments to the state constitution) {LC2689/1/B}

06/14/2005 Referred to House Separation of Powers

House Bill No. 5819 SUB B as amended**BY** Coderre E, Kilmartin, Crowley, Lima**ENTITLED**, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions related to financial functions of the state) {LC2445/1/B}

06/14/2005 Placed on House Calendar

House Bill No. 6172 SUB B as amended**BY** Coderre E, Crowley, Almeida, Gemma, Kilmartin**ENTITLED**, AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD (amend the composition) {LC2705/1/B}

06/14/2005 Placed on House Calendar

House Bill No. 6171 SUB B as amended
BY Coderre E, Crowley, Lima, Almeida, Gemma
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions) {LC2688/1/B}
06/14/2005 Placed on House Calendar

House Bill No. 5816 SUB B as amended
BY Coderre E, Ginaitt, Naughton, Gallison, Kilmartin
ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS (remove legislators and legislative appointees from certain boards and commissions) {LC2409/1/B}
06/14/2005 Placed on House Calendar

CALENDAR

From the Calendar are taken:

IN ORDER FOR TUESDAY, JUNE 14, 2005:

1 2005-H 5627 SUB A

BY Lima

ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 16, 2005.

2 2005-H 6192

BY Jacquard

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- REFUSE DISPOSAL

Committee on Environment and Natural Resources recommends passage.

Representative Ginaitt moves to recommit seconded by Representatives Jacquard and Shanley. The act is recommitted by unanimous consent on a voice vote.

Read and recommitted to the Committee on Environment and Natural Resources.

3 2005-H 6099 SUB A

BY Fox

ENTITLED, AN ACT RELATING TO HUMAN SERVICES -- AUTHORIZING PROVIDERS TO NEGOTIATE JOINTLY WITH THE DEPARTMENTS OF HUMAN SERVICES AND CHILDREN YOUTH AND FAMILIES

Committee on Labor recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 15, 2005.

4 2005-H 6167

BY Kilmartin

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
CERTIFICATES OF TITLE AND SECURITY INTERESTS**

Committee on Corporations recommends passage.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 29, 2005.

5 2005-H 5812 SUB A

BY Coderre E

**ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DOMESTIC
ABUSE PREVENTION**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 22, 2005.

6 2005-H 5355 SUB A

BY McNamara

**ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
OPERATORS' AND CHAUFFEURS' LICENSES**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative McNamara moves passage of the act, seconded by Representative Fox.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 53 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 53: The Honorable Speaker Murphy and Representatives Ajello, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Story, Sullivan, Trillo, Ucci.

NAYS - 2: Representatives Gorham, Watson.

REQUESTS

Representatives Ginaitt and Menard requests the journal to reflect that if they had voted on (05-H 5355 SUBA), they would have voted in the affirmative.

7 2005-H 6550 SUB A**BY McNamara****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY QUALITY IMPROVEMENT**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

Representative McNamara moves passage of the act, seconded by Representatives Ginaitt, Sullivan, Church, and Rice.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McManus, McNamara, Melo, Menard, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

REQUEST

Representative McHugh requests the journal to reflect that if he had voted on (05-H 6550 SUBA), he would have voted in the affirmative.

8 2005-H 6034**BY Schadone****ENTITLED, AN ACT RELATING TO THE TOWN OF NORTH PROVIDENCE**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Schadone, Corvese and San Bento.

Representative Gorham, seconded by Representatives Corvese and Schadone offers an oral motion to amend.

The motion to amend prevails on a roll call vote 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Singleton, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

Read and passed, as amended, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: The Honorable Speaker Murphy and Representatives Ajello, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Singleton, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

9 2005-H 6216

BY Carter

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Carter.

Representative Menard, seconded by Representatives Laroche, McHugh, McManus and Petrarca offers a written motion to amend.

**FLOOR AMENDMENT
TO
2005 -- H 6216**

AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS

Mr. Speaker:

I hereby move to amend 2005 -- H 6216, entitled "AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS", as follows:

1. On page 2, between lines 15 and 16, by adding the following language:

"SECTION 2. Chapter 45-2 of the General Laws entitled "General Powers" is hereby amended by adding thereto the following section:

45-2-50. Town of Lincoln -- Municipal court. -- (a) The town council of the town of Lincoln may establish a municipal court and confer upon the court original jurisdiction, notwithstanding any other provisions of the general laws, to hear and determine causes involving the violations of the town of Lincoln Charter, Code of Ordinances, including minimum housing ordinances of the town and any violation of the provisions of chapter 24.3 of this title, entitled the "Rhode Island Housing Maintenance and Occupancy Code"; provided, however, that any defendant found guilty of any offense, excluding violation of the minimum housing ordinances or chapter 24.3 of this title, may within seven (7) days of conviction, file an appeal from the conviction to the superior court for Providence County and be entitled in the latter court to a trial de novo; and provided further, however, that any defendant found guilty of any violation of a minimum housing ordinance or of chapter 24.3 may, within seven (7) days of the conviction, file an appeal from the conviction to the sixth division of the district court and be entitled to a trial de novo in accordance with sections 8-8-3(a)(4) and 8-8-3.2.

(b) With respect to violations of either municipal ordinances dealing with minimum housing or chapter 24.3 et seq. of this title dealing with housing maintenance and occupancy, the town council may also confer upon the municipal court, in furtherance of the court's jurisdiction, the power to proceed according to equity:

(1) To restrain, prevent, enjoin, abate or correct a violation;

(2) To order the repair, vacation or demolition of any dwelling existing in violation; or

(3) To otherwise compel compliance with all of the provisions of the ordinances and statutes.

(c) The municipal court shall have concurrent jurisdiction with the Rhode Island Traffic Tribunal to hear and adjudicate those violations conferred upon the municipal court and enumerated in section 8-18-3. Adjudication of summons by the municipal court shall be in conformance with section 8-18-4. The municipal court shall hear and decide traffic matters in a manner consistent with the procedures of the traffic tribunal, and subject to review by the chief judge of the district court in accordance with section 8-18-11. Any person desiring to appeal from an adverse decision of the municipal court for violations enumerated in section 8-18-3, may seek review thereof pursuant to the procedures set forth in section 31-41.1-8.

(d) The town council of the town of Lincoln is authorized and empowered to appoint a judge and clerk of the municipal court. The town council of the town of Lincoln is authorized and empowered to enact ordinances governing the personnel, operation and procedure to be followed in the court and to establish a schedule of fees and costs, and to otherwise provide for the operation and management of the court. The municipal court may impose a sentence not to exceed thirty (30) days in jail and impose a fine not in excess of five hundred dollars (\$500), or both. The court is empowered to administer oaths, compel the attendance of witnesses and punish persons for contempt and to execute search warrants to the extent the warrants could be executed by a judge of the district court."

2. On page 2, line 16, by deleting the number "2" and inserting in place thereof the number "3".

Respectfully submitted,

REPRESENTATIVE MENARD

Representative Fox discusses the amendment.

The motion to amend fails on a roll call vote 25 members voting in the affirmative and 35 members voting in the negative as follows:

YEAS - 25: Representatives Brien, Caprio, Davey, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McHugh, McManus, Menard, Moffitt, Moran, Mumford, Petrarca, Picard, Savage, Scott, Singleton, Story, Trillo, Ucci, Watson, Winfield.

NAYS - 35: The Honorable Speaker Murphy and Representatives Ajello, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Faria, Flaherty, Fox, Gallison, Gemma, Handy, Jackson, Jacquard, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McNamara, Melo, Naughton, O'Neill, Pacheco, Rice, Rose, San Bento, Schadone, Shanley, Sullivan.

Read and passed, on a roll call vote, 60 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Story, Sullivan, Ucci, Wasylyk, Watson, Winfield.

NAYS - 1: Representative Trillo.

10 2005-H 6361

BY Sullivan

ENTITLED, AN ACT RELATING TO TAXATION -- WEST GREENWICH

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Sullivan.

Representative Ucci, seconded by Representative Giannini offers a written motion to amend.

F L O O R A M E N D M E N T
TO
2005 -- H 6361

AN ACT RELATING TO TAXATION -- WEST GREENWICH

Mr. Speaker:

I hereby move to amend 2005 -- H 6361, entitled "AN ACT RELATING TO TAXATION -- WEST GREENWICH", as follows:

1. On page 1, line 9, by deleting the word "town" and inserting in place thereof the word

"towns".

2. On page 1, line 10, by adding the words "and Johnston" after the word "Greenwich".

3. On page 1, line 18, by deleting the word "town" and inserting in place thereof the word

"towns".

4. On page 1, line 19, by adding the words "and Johnston" after the word "Greenwich".

5. On page 2, line 17, by deleting the word "town" and inserting in place thereof the word "towns" and by adding the words "and Johnston" after the word "Greenwich".

6. On page 2, line 20, by adding the words "and the town of Johnston" after the word "Providence".

7. On page 2, line 25, by deleting the word "council" and inserting in place thereof the word "councils", and by deleting the word "town" and inserting in place thereof the word "towns".

8. On page 2, line 26, by adding the words "and Johnston" after the word "Greenwich".

9. On page 2, line 27, by deleting the word "and" and inserting a comma "," in place thereof, and by adding the words "and Johnston" after the word "Greenwich".

Respectfully submitted,

REPRESENTATIVE UCCI

Representatives Ucci, Fox, Caprio, Kennedy, Watson, Davey San Bento, Long, Gemma, Trillo, and Gorham discuss the amendment.

Representative Faria moves the question, seconded by Representative Kilmartin.

The motion to move the question prevails on a roll call vote 43 members voting in the affirmative and 21 members voting in the negative as follows:

YEAS - 43: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Malik, McNamara, Melo, Moura, Mumford, Naughton, O'Neill, Pacheco, Picard, Rose, San Bento, Schadone, Singleton, Sullivan.

NAYS - 21: Representatives Brien, Caprio, Davey, DeSimone, Ehrhardt, Long, Loughlin, McHugh, McManus, Menard, Moffitt, Moran, Petrarca, Savage, Scott, Story, Trillo, Ucci, Wasylyk, Watson, Winfield.

REQUESTS

Representatives Gorham and Giannini request the journal to reflect that they had voted incorrectly on the motion to move the question, they should have voted in the negative.

Representatives Jacquard and Costantino continue discussion on the amendment.

The motion to amend fails on a roll call vote, 27 members voting in the affirmative and 39 members voting in the negative as follows:

YEAS - 27: Representatives Brien, Caprio, Davey, DeSimone, Ehrhardt, Gemma, Giannini, Gorham, Laroche, Long, Loughlin, McHugh, McManus, Menard, Moffitt, Moran, Mumford, Petrarca, Savage, Scott, Singleton, Story, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 39: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Faria, Flaherty, Fox, Gallison, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McNamara, Melo, Naughton, O'Neill, Pacheco, Picard, Rice, Rose, San Bento, Schadone, Shanley, Slater, Sullivan.

Representatives Caprio and Sullivan discuss the act.

Representative Caprio moves to recommit to the Committee on Corporations seconded by Representative McHugh.

The motion to recommit fails on a roll call vote, 23 members voting in the affirmative and 43 members voting in the negative as follows:

YEAS - 23: Representatives Brien, Caprio, DeSimone, Ehrhardt, Giannini, Gorham, Laroche, Long, Loughlin, McHugh, McManus, Menard, Moffitt, Moran, Petrarca, Savage, Scott, Singleton, Story, Trillo, Ucci, Wasylyk, Winfield.

NAYS - 43: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, Diaz, Faria, Flaherty, Fox, Gallison, Gemma, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Malik, McNamara, Melo, Moura, Mumford, Naughton, O'Neill, Pacheco, Picard, Rice, Rose, San Bento, Schadone, Shanley, Slater, Sullivan, Watson.

Representatives Trillo, Watson, Fox and Ucci continue discussion on the act.

Read and passed on a roll call vote, 65 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Ucci, Wasylyk, Watson, Winfield.

NAYS - 1: Representative Trillo.

11 2005-H 6417**BY Pacheco****ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL
LICENSES**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Pacheco and Church.

Read and passed on a roll call vote, 65 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 65: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

REQUESTS

Representative Ginaitt requests the journal to reflect that if he had voted on #9 (05-H 6216), he would have voted in the negative on the amendment and in the affirmative on the act.

Representative Anquilla requests the journal to reflect that if he had voted on item #7 (05-H 6550 SUB A) and item # 8 (05-H 6034), he would have voted in the affirmative, and on item 9 (05-H 6216) he would have voted in the negative on the amendment and in the affirmative on the act.

12 2005-H 6418**BY Pacheco****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS -
TOWN OF BURRILLVILLE**

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representatives Pacheco and Church.

Read and passed on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Diaz, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McHugh, McManus, McNamara, Melo,

Menard, Moran, Mumford, Naughton, O'Neill, Pacheco, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Winfield.

NAYS - 2: Representatives Loughlin, Petrarca.

13 2005-H 6457

BY Pacheco

ENTITLED, AN ACT RELATING TO TAXATION -- GLOCESTER

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Pacheco.

Read and passed on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

14 2005-H 6521

BY Long

ENTITLED, AN ACT RELATING TO PROPERTY TAX RELIEF IN THE TOWN OF JAMESTOWN

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Long.

Read and passed on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

15 2005-H 6558**BY Kilmartin****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF ROSA ASSOCIATES FINE FOODS, INC.

Committee on Corporations recommends passage.

Representative Kennedy moves passage of the act, seconded by Representative Ginaitt.

Read and passed on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

16 2005-H 5360 as amended**BY McNamara****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representatives Handy and Ajello.

Read and passed, as amended, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Winfield.

NAYS - 0.

17 2005-H 5451 SUB A**BY McNamara****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES --
BICYCLE FACILITIES**

Ordered on the Calendar

Representative McNamara moves passage of the act, seconded by Representative Costantino.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Flaherty, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

18 2005-H 5104 SUB B as amended**BY Kilmartin****ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES --
MERIT SYSTEM**

Ordered on the Calendar

Representative Kilmartin moves passage of the act, seconded by Representatives Fox, Lima, Moura, Gemma, and Schadone.

The bill marked Substitute "B" is read and passed, as amended, in concurrence, and the original bill, and the bill marked Substitute "A" are indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

REQUESTS

Representatives Story and Long requests the journal to reflect that if they had voted on (05-H 5104 SUB Baa, in concurrence), they would have voted in the affirmative.

19 2005-S 41 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO INSURANCE -- CLAIMS ADJUSTERS**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Gemma.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 58 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 58: The Honorable Speaker Murphy and Representatives Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Gallison, Gemma, Giannini, Ginaitt, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Winfield.

NAYS - 2: Representatives Gorham, Watson.

REQUEST

Representative Pacheco requests the journal to reflect that if he had voted on (05-S 41 SUB A, in concurrence), he would have voted in the affirmative.

20 2005-S 95**BY Tassoni****ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES**

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative McNamara.

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, San Bento, Savage, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson.

NAYS - 0.

21 2005-S 96

BY Algieri

ENTITLED, AN ACT RELATING TO TAXATION -- ELDERLY EXEMPTION
-- TOWN OF WESTERLY

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Lewiss and McHugh.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Winfield.

NAYS - 0.

22 2005-S 210 SUB A

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE -- CONTINUING
EDUCATION REQUIREMENTS

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 15, 2005.

23 2005-S 290 SUB A**BY Tassoni****ENTITLED, AN ACT RELATING TO BUSINESSES AND PROFESSIONS**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A.

Representative Kennedy moves passage of the act, seconded by Representative Church.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 1 member voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 1: Representative Gorham.

24 2005-S 337**BY Polisena****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY - RHODE ISLAND RESOURCE RECOVERY CORPORATION**

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Ucci.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

25 2005-S 421 SUB A**BY Cote****ENTITLED, AN ACT RELATING TO INSURANCE - INDIVIDUAL HEALTH INSURANCE COVERAGE**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives O'Neill and Gemma.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

26 2005-S 489**BY Bates****ENTITLED, AN ACT RELATING TO INSURANCE**

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Kilmartin.

Read and passed, in concurrence, on a roll call vote, 64 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 64: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Costantino, Crowley, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson.

NAYS - 0.

27 2005-S 495**BY Doyle****ENTITLED,** AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 16, 2005.

28 2005-S 548 SUB A**BY Bates****ENTITLED,** AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 22, 2005.

29 2005-S 550**BY Perry****ENTITLED,** AN ACT RELATING TO PUBLIC UTILITIES AND CARRIERS -- DUTIES OF UTILITIES AND CARRIERS

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Gemma.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson.

NAYS - 0.

30 2005-S 778 SUB A**BY Roberts****ENTITLED,** AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Thursday, June 16, 2005.

31 2005-S 779

BY Walaska

ENTITLED, AN ACT RELATING TO INSURANCE -- ACCIDENT AND SICKNESS INSURANCE POLICIES

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Gemma.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: The Honorable Speaker Murphy and Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

NOW PRESIDING

At 5:30 o'clock P.M. the Honorable Speaker Murphy yields the rostrum to the Honorable Speaker Pro Tempore Lima.

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES
AFFIDAVIT**

I, Peter Ginaitt, State Representative, District 22, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 05-S 816
2. (Nature of the potential conflict) I have the following interest in the matter:
I am employed at R.I. Hospital.
3. (Complete and (A.) or (B.) and cross out whichever does not apply
B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Peter Ginaitt
Representative, District 22

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 14th day of June AD, 2005

David W. Dumas
Notary Public

Representative Ginaitt is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

CHARLENE LIMA
Speaker Pro Tempore
of the House of Representatives

32 2005-S 816

BY Roberts

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL
AND MEDICAL SERVICE CORPORATIONS

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives McNamara and Corvese.

Read and passed, in concurrence, on a roll call vote, 57 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 57: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Long, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Watson, Winfield.

NAYS - 0.

REQUEST

Representative Gallison requests the journal to reflect that if he had voted on (05-S 816 in concurrence), he would have voted in the affirmative.

33 2005-S 927

BY Algieri

ENTITLED, AN ACT RELATING TO THE WESTERLY FIRE DISTRICT

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives McHugh and Lewiss.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

34 2005-S 951 SUB A as amended

BY DaPonte

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - INSPECTIONS

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A as amended in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Melo.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 57 members voting in the affirmative and 5 members voting in the negative as follows:

YEAS - 57: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McHugh, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Ucci, Wasylyk, Winfield.

NAYS - 5: Representatives Gorham, Loughlin, McManus, Trillo, Watson.

35 2005-S 978

BY Raptakis

ENTITLED, AN ACT AUTHORIZING MR. AND MRS. GEORGE BROWN TO COMPLETE THE STRUCTURE AT 41 PARK LANE IN THE TOWN OF COVENTRY

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative McHugh.

Read and passed, in concurrence, on a roll call vote, 52 members voting in the affirmative and 6 members voting in the negative as follows:

YEAS - 52: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Faria, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lima, Long, Malik, McHugh, McNamara, Melo, Moffitt, Moran, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Winfield.

NAYS - 6: Representatives Ehrhardt, Gorham, Loughlin, McManus, Moura, Watson.

36 2005-S 987

BY Gibbs

**ENTITLED, AN ACT AMENDING THE CHARTER OF THE UNITED
CONGREGATIONAL CHURCH**

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Long Story, and Loughlin.

Read and passed, in concurrence, on a roll call vote, 60 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 60: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

REQUEST

Representative Gemma requests the journal to reflect that if he had voted on (05-S 987, in concurrence), he would have voted in the affirmative.

37 2005-S 1015 SUB A

BY Walaska

**ENTITLED, AN ACT RELATING TO INSURANCE -- PRODUCER LICENSING
ACT**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives McHugh, Gemma and Carter.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

38 2005-S 1055

BY Levesque C

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF W&H REALTY CORP.

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representative Caprio.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

39 2005-S 1056

BY Levesque C

ENTITLED, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF EASTERN FISH FARMS INC.

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Naughton and Carter.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

40 2005-S 303

BY Bates

ENTITLED, AN ACT RELATING TO WATERS AND NAVIGATION --
REGULATION OF BOATS

Committee on Environment and Natural Resources recommends passage in concurrence.

Representative Ginaitt moves passage of the act, seconded by Representatives Moura, Shanley, Story, Ehrhardt, Caprio, and Kilmartin.

Read and passed, in concurrence, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

41 2005-S 394 SUB A

BY Breene

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- DAM
MANAGEMENT DISTRICTS

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative Ginaitt moves passage of the act, seconded by Representatives Shanley, Long, and Carter.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 63 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 63: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

42 2005-S 611 SUB A as amended

BY Ruggiero

**ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- MERCURY
REDUCTION AND EDUCATION ACT**

Committee on Environment and Natural Resources recommends indefinite postponement of the original bill and passage of Substitute A as amended in concurrence.

Representative Ginaitt moves passage of the act, seconded by Representatives Long, Savage, Ehrhardt, Loughlin, O'Neill, Shanley, Corvese, Naughton, Handy, Pacheco, Kilmartin, Church, and Caprio.

The bill marked Substitute "A" is read and passed, as amended, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 61 members voting in the affirmative and 2 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Ucci, Wasylyk, Watson, Winfield.

NAYS - 2: Representatives Gorham, Trillo.

43 2005-S 705

BY Damiani

ENTITLED, AN ACT RELATING TO PUBLIC DRINKING WATER SUPPLY

Committee on Environment and Natural Resources recommends passage in concurrence.

Representative Ginaitt moves passage of the act, seconded by Representatives Moura, Story, Savage, Rose, Pacheco, and Melo.

Read and passed, in concurrence, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES
AFFIDAVIT

I, Peter Ginaitt, State Representative, District 22, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 05-S 552

2. (Nature of the potential conflict) I have the following interest in the matter:
I am employed at R.I. Hospital.

3. (Complete and (A.) or (B.) and cross out whichever does not apply

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Peter Ginaitt
Representative, District 22

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 14th day of June AD, 2005

David W. Dumas
Notary Public

Representative Ginaitt is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

CHARLENE LIMA
Speaker Pro Tempore
of the House of Representatives

44 2005-S 552**BY Roberts****ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- HEALTH CARE QUALITY PROGRAM**

Committee on Health, Education & Welfare recommends passage in concurrence.

Representative McNamara moves passage of the act, seconded by Representatives Ajello, Handy, Gallison, Kilmartin, Church, Sullivan, Gemma, Long and Coderre.

Read and passed, in concurrence, on a roll call vote, 53 members voting in the affirmative and 9 members voting in the negative as follows:

YEAS - 53: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Dennigan, DeSimone, Faria, Fox, Gallison, Gemma, Giannini, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Malik, McHugh, McNamara, Melo, Menard, Moffitt, Moran, Moura, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Ucci, Wasyluk, Winfield.

NAYS - 9: Representatives Davey, Ehrhardt, Gorham, Loughlin, McManus, Mumford, Singleton, Trillo, Watson.

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
HOUSE OF REPRESENTATIVES
AFFIDAVIT

I, Peter Ginaitt, State Representative, District 22, hereby under oath depose and say:

1. (Matter requiring action) I expect to be called upon, in my capacity as State Representative, to participate in the consideration of, and to vote upon: 05-S 555 SUB A

2. (Nature of the potential conflict) I have the following interest in the matter:
I am employed at R.I. Hospital.

3. (Complete and (A.) or (B.) and cross out whichever does not apply

B. In compliance with Section 36-14-6(1) & (2)A of the General laws, I hereby request the Speaker of the House of Representatives to excuse me from voting on or participating in the consideration of the matter described in paragraph 1 above.

Peter Ginaitt
Representative, District 22

State of Rhode Island
County of Providence

Subscribed and sworn to before me this 14th day of June AD, 2005

David W. Dumas
Notary Public

Representative Ginaitt is excused from voting on or participating in the consideration of the matter described in paragraph 1, above.

CHARLENE LIMA
Speaker Pro Tempore
of the House of Representatives

45 2005-S 555 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO HEALTH AND SAFETY -- LICENSING OF HEALTH CARE FACILITIES

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative McNamara moves passage of the act, seconded by Representatives Gemma, Sullivan, Coderre, and Moffitt.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 62 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 62: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Picard, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Singleton, Slater, Story, Sullivan, Trillo, Ucci, Wasyluk, Watson, Winfield.

NAYS - 0.

46 2005-S 123 SUB A

BY Gibbs

ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 22, 2005.

47 2005-S 256

BY Fogarty P

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES -- ECHO LAKE WATER DISTRICT

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Pacheco and Carter.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

48 2005-S 754

BY Breene

ENTITLED, AN ACT RELATING TO HOMESTEAD EXEMPTION IN THE TOWN OF WEST GREENWICH

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Sullivan and Gemma.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

49 2005-S 952

BY Breene

ENTITLED, AN ACT RELATING TO TOWNS AND CITIES - GENERAL POWERS

Committee on Corporations recommends passage in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Carter, Scott and Moura.

Read and passed, in concurrence, on a roll call vote, 61 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 61: Representatives Ajello, Amaral, Anguilla, Brien, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Landroche, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

50 2005-S 1006 SUB A

BY Breene

ENTITLED, AN ACT RELATING TO TAXATION -- WEST GREENWICH

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

Representative Kennedy moves passage of the act, seconded by Representatives Moura, Sullivan, and Carter.

The bill marked Substitute "A" is read and passed, in concurrence, and the original bill indefinitely postponed, on a roll call vote, 59 members voting in the affirmative and 0 members voting in the negative as follows:

YEAS - 59: Representatives Ajello, Amaral, Anguilla, Caprio, Carter, Church, Coderre, Corvese, Davey, Dennigan, DeSimone, Ehrhardt, Faria, Fox, Gallison, Gemma, Giannini, Ginaitt, Gorham, Handy, Jackson, Jacquard, Kennedy, Kilmartin, Lally, Laroche, Lewiss, Lima, Long, Loughlin, Malik, McHugh, McManus, McNamara, Melo, Menard, Moffitt, Moran, Moura, Mumford, Naughton, O'Neill, Pacheco, Petrarca, Rice, Rose, San Bento, Savage, Schadone, Scott, Shanley, Slater, Story, Sullivan, Trillo, Ucci, Wasylyk, Watson, Winfield.

NAYS - 0.

REQUEST

Representative Smith requests the journal to reflect that if he had voted on (05-S 1006 SUBA, in concurrence), he would have voted in the affirmative.

51 2005-S 1033

BY McBurney

ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED AND PERSONAL PROPERTY OF BLACKSTONE VALLEY COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET

Committee on Corporations recommends passage in concurrence.

Read, and by unanimous consent, ordered to be placed on the Calendar for Wednesday, June 15, 2005.

TRANSMITTAL

By unanimous consent, all matters on the clerk's desk are ordered to be transmitted to His Excellency, the Governor, to the Honorable Secretary of State, and the Honorable Senate forthwith, with the exception of bills being held on the desk.

ANNOUNCEMENTS

Representative Kennedy announces that the Committee on Corporations will meet today, at the rise of the House, in Room 203 of the State House.

Representative Faria announces that the Committee on Labor will meet today, at the rise of the House, in Room 201 of the State House.

GUESTS

At 4:20 o'clock P.M. the Honorable Speaker yields the rostrum to Representative Shanley.

By unanimous consent, Representative Shanley addresses the members of the House and welcomes to the House the Curtis Corner Middle School baseball team-2005 Rhode Island Interscholastic League State Champions. Representative Shanley introduces Coach Tom Geary and Assistant Coach John Carey to present the Champions with citations assisted by Representatives Caprio, Lally and McHugh as follows: Matthew Daugherty, Justin Favreau, Patrick Franco, Jon Gorman, Nicholas Jackson, Samuel Johnson, Ben Roberts, Ben Sevey, Joseph Anzeveno, Kevin Babcock, Kevin Carey, Forest Dwyer, Aaron Emery, Luke Hayden, Brian Lessard, James McKinney, Michael Morrison, Sean Newton, Eddie Pare, Jason Romano, Ryan Stone, Robbie Straight, Gregory Westcott, Nick Zartarian.

At 4:26 o'clock P.M. the Honorable Speaker returns to the rostrum.

ADJOURNMENT

At 5:49 o'clock P.M. on motion of Representative McNamara, and as a further mark of respect to the memory of Mary Concannon; on motion of Representative Mumford, and as a further mark of respect to the memory of Walter W. Bremges; on motion of Representative Story and as a further mark of respect to the memory of Elinor Clapp seconded by Representatives Fox and Watson the House adjourns, on a unanimous rising vote.

Linda M. McElroy
Recording Clerk

APPENDIX**TRANSMITTED TO THE GOVERNOR**

House Bill No. 5104 SUB B as amended
BY Kilmartin, Moura, Crowley, Anguilla, Jackson
ENTITLED, AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES -- MERIT SYSTEM (unclassified board) {LC506/2/B}

House Bill No. 5451 SUB A
BY McNamara, Malik, Ginaitt, Anguilla, Handy
ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- BICYCLE FACILITIES (update terminology and references related to existing and future bicycle facilities) {LC297/1/A}

House Bill No. 5360 as amended
BY McNamara, Pacheco, Ginaitt, Landroche
ENTITLED, AN ACT RELATING TO MOTOR VEHICLES - EMERGENCY VEHICLES (roadside service vehicles to display flashing amber lights) {LC871/1}

APPENDIX**CALENDAR****IN ORDER FOR WEDNESDAY, JUNE 15, 2005:****1 2005-H 6172 SUB B as amended****BY Coderre E****ENTITLED,** AN ACT RELATING TO WATERS AND NAVIGATION -- WATER RESOURCES BOARD

Ordered on the Calendar

2 2005-H 5349**BY Anguilla****ENTITLED,** AN ACT RELATING TO CRIMINAL PROCEDURE -- ARREST

Committee on Judiciary recommends passage.

3 2005-H 6160**BY Faria****ENTITLED,** HOUSE RESOLUTION CREATING A SPECIAL HOUSE COMMISSION TO STUDY AUTO BODY AND SALVAGE SHOPS

Committee on Labor recommends passage.

4 2005-H 6567**BY Lally****ENTITLED,** AN ACT AUTHORIZING THE TOWN OF NARRAGANSETT TO ADOPT A TAX CLASSIFICATION PLAN

Committee on Corporations recommends passage.

5 2005-H 6568**BY Long****ENTITLED,** AN ACT RELATING TO THE TOWN OF JAMESTOWN

Committee on Corporations recommends passage.

6 2005-H 6099 SUB A**BY Fox****ENTITLED,** AN ACT RELATING TO HUMAN SERVICES -- AUTHORIZING PROVIDERS TO NEGOTIATE JOINTLY WITH THE DEPARTMENTS OF HUMAN SERVICES AND CHILDREN YOUTH AND FAMILIES

Committee on Labor recommends indefinite postponement of the original bill and passage of Substitute A.

7 2005-H 6377 SUB A**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Committee on Separation of Powers recommends indefinite postponement of the original bill and passage of Substitute A.

8 2005-H 5819 SUB B as amended**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

9 2005-H 6171 SUB B as amended**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

10 2005-H 5816 SUB B as amended**BY Coderre E****ENTITLED, AN ACT RELATING TO SEPARATION OF POWERS**

Ordered on the Calendar

11 2005-S 210 SUB A**BY Walaska****ENTITLED, AN ACT RELATING TO INSURANCE -- CONTINUING
EDUCATION REQUIREMENTS**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

12 2005-S 1033**BY McBurney****ENTITLED, AN ACT EXEMPTING FROM TAXATION THE REAL, MIXED
AND PERSONAL PROPERTY OF BLACKSTONE VALLEY
COMMUNITY ACTION PROGRAM, INC. OF PAWTUCKET**

Committee on Corporations recommends passage in concurrence.

13 2005-S 1121 SUB B**BY Montalbano J****ENTITLED, AN ACT RELATING TO JOBS GROWTH**

Committee on Finance recommends indefinite postponement of the original bill and the Substitute A and passage of Substitute B.

IN ORDER FOR THURSDAY, JUNE 16, 2005:**1 2005-H 5627 SUB A****BY Lima****ENTITLED,** AN ACT RELATING TO MOTOR AND OTHER VEHICLES

Committee on Judiciary recommends indefinite postponement of the original bill and passage of Substitute A.

2 2005-H 5305**BY Ginaitt****ENTITLED,** AN ACT RELATING TO TOWNS AND CITIES -- SALE OF WATER

Committee on Corporations recommends passage.

3 2005-H 6530 SUB A**BY Kennedy****ENTITLED,** AN ACT RELATING TO INSURANCE -- WORKERS'
COMPENSATION INSURANCE FUND

Committee on Finance recommends indefinite postponement of the original bill and passage of Substitute A.

4 2005-H 6548 SUB A**BY Moffitt****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY LICENSURE

Committee on Finance recommends indefinite postponement of the original bill and passage of Substitute A.

5 2005-H 6549 SUB A**BY Naughton****ENTITLED,** AN ACT RELATING TO HEALTH AND SAFETY -- THE
LONG-TERM CARE REFORM ACT OF 2005 -- NURSING
FACILITY QUALITY MONITORING AND EARLY INTERVENTION
FOR RESIDENT SAFETY

Committee on Finance recommends indefinite postponement of the original bill and passage of Substitute A.

6 2005-H 6552 SUB A**BY Gemma****ENTITLED,** JOINT RESOLUTION REQUESTING A COMPREHENSIVE
ASSESSMENT OF LONG-TERM CARE SERVICE NEEDS AND
FINANCING OPTIONS IN RHODE ISLAND PURSUANT TO AN
ACT RELATING TO HEALTH AND SAFETY -- LONG-TERM CARE
REFORM ACT OF 2005

Committee on Finance recommends indefinite postponement of the original bill and passage of Substitute A.

7 2005-S 495

BY Doyle

ENTITLED, AN ACT RELATING TO COMMERCIAL LAW -- GENERAL REGULATORY PROVISIONS -- UNFAIR SALES PRACTICES

Committee on Corporations recommends passage in concurrence.

8 2005-S 778 SUB A

BY Roberts

ENTITLED, AN ACT RELATING TO INSURANCE -- NONPROFIT HOSPITAL SERVICE CORPORATIONS

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

9 2005-S 345 SUB A

BY Ciccone

ENTITLED, AN ACT RELATING TO LABOR - PRIVACY PROTECTION

Committee on Labor recommends indefinite postponement of the original bill and passage of Substitute A.

10 2005-S 12 SUB A as amended

BY Tassoni

ENTITLED, AN ACT RELATING TO INSURANCE -- RATES CHARGED

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A as amended in concurrence.

11 2005-S 28

BY Montalbano J

ENTITLED, AN ACT RELATING TO MOTOR VEHICLES -- REGISTRATION OF VEHICLES

Committee on Corporations recommends passage in concurrence.

12 2005-S 99 SUB A

BY Raptakis

ENTITLED, AN ACT RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

13 2005-S 732**BY Blais****ENTITLED,** AN ACT RELATING TO MOTOR VEHICLES -- RHODE ISLAND
UNIFORM COMMERCIAL DRIVER'S LICENSE ACT

Committee on Corporations recommends passage in concurrence.

14 2005-S 772 SUB B**BY Blais****ENTITLED,** AN ACT RELATING TO STATE AFFAIRS AND GOVERNMENT
-- ECONOMIC DEVELOPMENT CORPORATION -- SMALL
BUSINESS ADVOCATECommittee on Corporations recommends indefinite postponement of the original bill and
the Substitute A and passage of Substitute B.**15 2005-S 822****BY McCaffrey****ENTITLED,** AN ACT RELATING TO CORPORATIONS, ASSOCIATIONS AND
PARTNERSHIPS

Committee on Corporations recommends passage in concurrence.

16 2005-S 1004**BY Breene****ENTITLED,** AN ACT RELATING TO TAX EXEMPTION OF CERTAIN
PROPERTY IN THE TOWN OF RICHMOND

Committee on Corporations recommends passage in concurrence.

17 2005-S 1035 as amended**BY Montalbano J****ENTITLED,** AN ACT RELATING TO THE CLEARY SCHOOL

Committee on Corporations recommends passage as amended in concurrence.

18 2005-S 1069**BY Fogarty P****ENTITLED,** AN ACT RELATING TO TAXATION -- GLOCESTER

Committee on Corporations recommends passage in concurrence.

19 2005-S 1132**BY Goodwin****ENTITLED,** AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF
THE CHARTER OF INTERCITY AMBULANCE SERVICE, INC.

Committee on Corporations recommends passage in concurrence.

IN ORDER FOR TUESDAY, JUNE 21, 2005:**1 2005-H 5717****BY Malik****ENTITLED, AN ACT RELATING TO LABOR RELATIONS ACT**

Committee on Labor recommends passage.

IN ORDER FOR WEDNESDAY, JUNE 22, 2005:**1 2005-H 5812 SUB A****BY Coderre E****ENTITLED, AN ACT RELATING TO DOMESTIC RELATIONS -- DOMESTIC ABUSE PREVENTION**

Committee on Health, Education & Welfare recommends indefinite postponement of the original bill and passage of Substitute A.

2 2005-S 548 SUB A**BY Bates****ENTITLED, AN ACT RELATING TO INSURANCE -- UNFAIR COMPETITION AND PRACTICES**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

3 2005-S 123 SUB A**BY Gibbs****ENTITLED, AN ACT RELATING TO TAXATION -- LEVY AND ASSESSMENT OF LOCAL TAXES**

Committee on Corporations recommends indefinite postponement of the original bill and passage of Substitute A in concurrence.

IN ORDER FOR WEDNESDAY, JUNE 29, 2005:**1 2005-H 6167****BY Kilmartin****ENTITLED, AN ACT RELATING TO MOTOR AND OTHER VEHICLES -- CERTIFICATES OF TITLE AND SECURITY INTERESTS**

Committee on Corporations recommends passage.

Louis D'Antuono
Clerk of the House

Tuesday, June 14, 2005